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15

 Number of Pages (including this page)

Date: February 28, 2006

To: Examiner Sam, Phirin - Group 2661

Location: United States Patent and Trademark Office

Fax No.: 571-273-8300

From: Simon B. Anolick (Registration No. 37,585)

Subject: Serial No. 09/881,337 - John M. Harris

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**MESSAGE:**

Enclosed herewith, please find a PETITION TO WITHDRAW NOTICE OF ABANDONMENT, COPY OF RESPONSE SUBMITTED PREVIOUSLY and COPY OF RETURN RECEIPT POSTCARD for filing in the below-identified application.

**PLEASE GIVE THESE PAPERS TO:**

EXAMINER:	Sam, Phirin
GROUP ART UNIT:	2661
SERIAL NO.:	09/881,337
FILED:	06/14/2001
INVENTOR:	John M. Harris
ATTORNEY DOCKET NO.:	CE08989R

<b>TRANSMITTAL FORM</b> <small>(to be used for all correspondence after Initial filing)</small>	Application Number	09/881,337	
	Filing Date	06/14/2001	
	First Named Inventor	John M. Harris	
	Group Art Unit	2661	
	Examiner Name	Sam, Phirin	
Total Number of Pages in this Submission	Attorney Docket Number	CE08989R	

  

ENCLOSURES			(check all that apply)
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-Related papers <input checked="" type="checkbox"/> Petition to Withdraw Notice of Abandonment <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CDs	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter with appropriate copies <input type="checkbox"/> Other Enclosure(s) (please identify below) <input type="checkbox"/> Response to Restriction Requirement <input type="checkbox"/> Associate Power of Attorney <input type="checkbox"/> RCE <input type="checkbox"/> Copy of Notice to File Missing Parts <input type="checkbox"/> Transmittal of Formal Drawings <input type="checkbox"/> Response to Notice of Non- Recordation of Document	
Remarks			

  

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual	Simon B. Anolick	Registration No.	37,585
Signature	<i>Simon B. Anolick</i>		
Date	February 28, 2006		

  

CERTIFICATE OF TRANSMISSION	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO to facsimile number 571-273-8300 or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date listed below:	
Typed or printed name	Nanette Orr
Signature	<i>Nanette Orr</i>
Date	February 28, 2006

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Harris et al.

EXAMINER: Sam, Phirin

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SERIAL NO.: 09/881,337

GROUP: 2661

FEB 28 2006

FILED: June 14, 2001

CASE NO.: CE08989R

TITLED: SLOT CYCLE ASSIGNMENT WITHIN A COMMUNICATION  
SYSTEM

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Motorola, Inc.  
Corporate Offices  
1303 E. Algonquin Road  
Schaumburg, IL 60196  
February 28, 2006

## Certificate of Mailing

Date of deposit: February 28, 2006

I hereby certify that this paper is being transmitted on the date indicated  
above, to the Assistant Commissioner for Patents, Alexandria, VA.

Signature of Person Mailing Paper

Denise Orr

Printed Name of Person Mailing Paper

PETITION TO WITHDRAW NOTICE OF ABANDONMENT  
UNDER 37 CFR §1.181Honorable Commissioner of  
Patents and Trademarks  
Alexandria, VA 22313-1450

Sir:

Applicants respectfully petition under 37 CFR §1.181 that the Notice of Abandonment mailed on February 21, 2006 for the application captioned above be withdrawn.

This Petition to Withdraw the Notice of Abandonment is being filed within one month of receiving the Notice of Abandonment from the United States and Trademark Office ("Office"). The Office abandoned the above captioned application because it believes that the Applicants failed to timely file the required corrected drawings. The facts are as follows:

- (1) The Office mailed Office Action Summary on February 16, 2005
- (2) The Applicants replied to the Office letter dated February 16, 2005 on May 12, 2005 via first class mail with a response amendment and replacement sheet of the objected to drawing (a copy of Applicants' submission with postcard confirmation is enclosed);
- (3) The Applicants received a Notice of Allowance mailed October 3, 2005. The Notice of Allowance noted that the issues regarding the drawings were outstanding. The undersigned discussed this matter with Examiner Phirin Sam and confirmed that the drawings were properly filed on the May 12, 2005 response; and
- (4) The Office mailed a Notice of Abandonment letter on February 21, 2006 stating that the Applicants failed to timely file corrected drawings mailed on February 16, 2005.

As outlined above, the Applicants timely filed a proper reply to the Office letter mailed on February 16, 2005 with the corrected drawing. A review of Private Pair indicates that the United States Patent and Trademark Office has received the replacement drawings. As a result, Applicants respectfully petition that the Notice of Abandonment be withdrawn and the application captioned above be revived as a pending application.

No fees are believed to be due to file this Petition. Nonetheless, authorization is hereby give to charge any fees to deposit account no. 502117. Please charge any additional fee or credit any overpayment to same.

Respectfully submitted,  
Harris et al.

By: Simon B. Anolick.

Simon B. Anolick  
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The date stamp hereon is an acknowledgment that on the date stamped  
the U.S. Patent and Trademark Office received the following:  
**AMENDMENT W/ REPLACEMENT DRAWINGS**

DOCKET NO.:	CE08989R	GROUP ART UNIT:	2661
APPLICANTS:	HARRIS ET AL.	APPLICATION NO:	09/881337
FILED:	06/14/2001	EXAMINER:	TON, ANTHONY T.
CONF. NO:			
TITLE:	SLOT CYCLE ASSIGNMENT WITHIN A COMMUNICATION SYSTEM		
SBA/nbo	Paid by Deposit Account # 50-2117 \$ 0.00		
All items marked with an "X" are included in Mail Package.			
1.	X	Transmittal Letter	
2.	X	Drawings - Replacement Sheets -	
3.	X	Response Amendment - 8 pages	

Mail Date: May 12, 2005

